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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN RE: BEXTRA AND CELEBREX
MARKETING SALES PRACTICES AND
PRODUCT LIABILITY LITIGATION

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MDL NO. 1699
District Judge: Charles R. Breyer

This Document Relates To:

Donald G. Newmann v. Pfizer Inc.
(05-5359 CRB)

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STIPULATION AND ORDER OF
DISMISSAL WITH PREJUDICE

Lehnen, Marie, et al. v. G.D. Searle, et al.
(06-2669 CRB)

Marcy A. West v. Merck & Co., Inc., et al.
(06-3015 CRB)

Jerry M. Dance v. Merck & Co., Inc., et al.
(06-3016 CRB)

Edward Spinaio v. G.D. Searle, et al.
(06-3036 CRB)

Lonnie Case v. Merck & Co. Inc., et al.
(06-3180 CRB)

Richard Menzel v. Merck & Co., Inc., et al.
(06-3181 CRB)

Vincent Calamia v. Merck & Co., Inc., et al.
(06-3182 CRB)

Jessie Abbott v. Merck & Co., Inc., et al.
(06-3306 CRB)

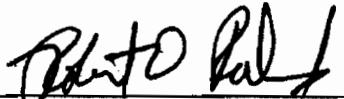
1 *Berlin Jenkerson v. Merck & Co. Inc., et al.*)
2 (06-3307 CRB))
3 *Thomas Kasper v. Merck & Co. Inc., et al.*)
4 (06-3309 CRB))
5 *Josephine Tourville v. Merck & Co., Inc., et al.*)
6 (06-3310 CRB))
7 *Arzie Stephens v. Merck & Co., Inc., et al.*)
8 (06-3311 CRB))
9 *Henry Kahn, et al. v. Pfizer Inc..et al.*)
10 (06-4600 CRB))
11 *Carol Copeland v. G.D. Searle LLC, et al.*)
12 (07-3023 CRB))
13 *Suzanne Steinbach v. Merck & Co., Inc., et al.*)
14 (07-0495 CRB))
15 *John Moseley v. Merck & Co., Inc., et al.*)
16 (07-0496 CRB))
17 *Joni Hebblethwaite v. Merck & Co., Inc., et al.*)
18 (07-0498 CRB))
19 *Kevin Miller v. Merck & Co., Inc., et al.*)
20 (07-0596 CRB))
21 *Lena Scher v. Merck & Co., Inc., et al.*)
22 (07-2533 CRB))
23 *Laurence Schmidt v. Merck & Co., Inc., et al.*)
24 (07-2534 CRB))
25 *Patty Foreman v. Merck & Co., Inc., et al.*)
26 (07-2535 CRB))
27 *Robert Miller v. G.D. Searle LLC, et al.*)
28 (07-3127 CRB))
29 *Robert J. Smith, Jr., et al. v. Merck & Co., Inc., et al.*)
30 (07-3488 CRB))
31 *Williamson, Wilburn, et al. v. Merck & Co., Inc., et al.*)
32 (07-3489 CRB))

26 Come now all the Plaintiffs in the above-entitled actions and Defendants, by and through
27 the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby
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1 stipulate to the dismissal of these actions with prejudice as to all plaintiffs named therein with
2 each side bearing its own attorneys' fees and costs.
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4 DATED: 11-2, 2009

5 By: _____
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9 *Attorneys for Plaintiffs*

10 DATED: Nov. 4, 2009

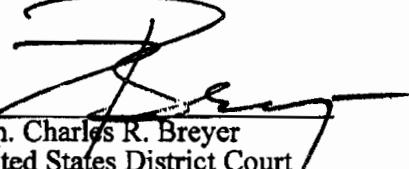
11 By: _____
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16 *Defendants' Liaison Counsel*

17 PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,
18 IT IS SO ORDERED.

19 Dated: NOV 13 2009

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21 Hon. Charles R. Breyer
United States District Court
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